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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

SARAH LATHAM,)
Plaintiff,)
v.)
WELLPATH, LLC, fka)
Correct Care Solutions,)
LLC, a Foreign Limited)
Liability Company,)
licensed to do business)
in Nevada,)
Defendant.)

Case No. 2:21-cv-01434-GMN-VCF

JOINT DISCOVERY PLAN AND SCHEDULING ORDER
SUBMITTED IN COMPLIANCE WITH LR 26(1)(b)

The parties hereto, by and through their undersigned
counsel, conferred on November 3, 2021, as required by Rule 26(f)
of the Federal Rules of Civil Procedure and hereby stipulate the
following may constitute the discovery plan and scheduling order
in this matter pursuant to LR 26-1(e) and Fed. R. Civ. P. 26(f).

LOCAL RULE 26-1(e) INFORMATION

1. **Discovery cut-off date:** The Parties request the
standard 180 day discovery period from the date
Defendant's Answer to the Amended Complaint is due,
November 15, 2021. Accordingly, the Parties request
until and including May 9, 2022, to complete discovery
in this case.

1 2. **Amendment of pleadings and addition of parties:**

2 Unless otherwise provided and ordered by the Court, the
3 date for filing motions to amend the pleadings shall be
4 ninety (90) days prior to the close of discovery. Such
5 motions shall be filed by February 8, 2022.

6 3. **Expert Witnesses:** Disclosure of expert witnesses

7 shall be made sixty (60) days before the discovery cut-
8 off date. Disclosures respecting rebuttal experts
9 shall be made thirty (30) days after the initial
10 disclosure of experts. Disclosure of expert witnesses
11 shall be made pursuant to Fed.R.Civ.P. 26(a)(2) by
12 March 10, 2022. Rebuttal experts shall be disclosed by
13 April 11, 2022.

14 4. **Dispositive Motions:** Dispositive motions shall be

15 filed not later than thirty (30) days after discovery
16 cut-off date. These motions shall be filed by June 8,
17 2022.

18 5. **Pretrial Order:** The joint pretrial order shall be

19 filed not later than thirty (30) days after the date
20 set for filing dispositive motions. The joint pretrial
21 order shall be filed by July 8, 2022, unless a
22 dispositive motion has been filed. In that event, the
23 date of filing the joint pretrial order shall be
24 suspended until thirty (30) days after the decision on
25 the dispositive motions or further order of the Court.

26 6. **Extension of Discovery:** All motions or stipulations

27 to extend discovery must be received by the Court not
28 later than twenty-one (21) days ~~before the close of~~

1 before the expiration of the subject deadlines. LR 26-3
2 ~~discovery. The motions or stipulations shall be filed~~
3 ~~by April 18, 2022.~~

4 7. **Fed.R.Civ.P. 26(a) (3) Disclosures:** Disclosures
5 required by Fed.R.Civ.P. 26(a) (3) and objection thereto
6 shall be included in the pretrial order.

7 8. **Alternative Dispute Resolution:** In compliance with LR
8 26-7(b) (7), the Parties certify that they have met and
9 conferred about the possibility of using alternative
10 dispute-resolution processes including mediation,
11 arbitration and the Early Neutral Evaluation ("ENE")
12 process. This matter is currently designated as a
13 mandatory ENE case.

14 10. **Trial Alternative:** The Parties certify that they have
15 met and considered a trial by a magistrate judge
16 pursuant to 28 U.S.C. §636(c) and Fed. R. Civ. P. 73
17 and the use of the Court's Short Trial Program. At
18 this time, Plaintiff filed a jury demand in state court
19 prior to removal and will not waive that right, and
20 will not agree to the Short Trial Program. A final
21 decision regarding possible trial by the Magistrate
22 Judge has not been made at this time. The Parties
23 believe they will present evidence in electronic format
24 to jurors for the purpose of jury deliberations.

25 **FED.R.CIV.P. 26(f) INFORMATION**

26 11. No changes shall be made to the form or requirement of
27 disclosures under Fed. R. Civ. P. 26(a) (1) (A). The
28 Parties shall exchange initial disclosures required by
Fed. R. Civ. P. 26(a) (1) (C) on or before November 29,

1 2021.

2 12. Electronically stored information shall be preserved by
3 both Parties, and shall be produced in the form which
4 ensures that it is accessible and searchable.
5 13. The parties agree to conduct discovery according to
6 the above schedule. Discovery shall not be conducted
7 in specified phases.

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9 Dated: November 9, 2021

Respectfully submitted,

10 Law Office of Mary F. Chapman,
Ltd.

Ogletree, Deakins, Nash, Smoak
& Stewart, P.C.

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Attorneys for Defendant

ORDER

IT IS SO ORDERED this 9th day of November, 2021.



UNITED STATES MAGISTRATE JUDGE